

Declaratory Res. No 573-1927
Condemning of a right of
way for sewerage across
the land under 6.10 feet of
portions of plots #13, 14, and 15
Neuhans acre add; also a
strip of land 10 feet in width
center line of which is half
way distant betw State & Clayton
from W. line of Fuhlmann's add.
to point 15 ft. to. of W. line of
plot # 16 Little Pl. add.

Adopted - May 24, 1927

Conf. - June 16, 1927

Ass. Roll. Ord. June 16, 1927

Notices serv. on Baileys

Assess. Roll Conf. Dec. 29th - 1927

COMPLETED

DECLARATORY RESOLUTION NO. 573-1927.

For the condemning of a right of way for sewerage purposes across, through and under the East ten (10) feet of portions of Lots Numbered 13, 14 and 15 Neuhaus Acre Addition; also a strip of land ten (10) feet in width, the center line of which is half way distant between State Boulevard and Clayton Avenue from the west line of Kuhlman's Addition to a point seventy-five (75) feet east of the west line of Lot Number 76 Lillie Place Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn for sewerage purposes a right of way across, through and under the East ten (10) feet of portions of Lots Numbered 13, 14 and 15 Newhaus Acre Addition; also a strip of land ten (10) feet in width, the center line of which is half way distant between State Boulevard and Clayton Avenue from the west line of Kuhlman's Addition to a point seventy-five (75) feet east of the west line of Lot Number 76 Lillie Place Addition.

All as shown by a plan of such proposed condemnation of a right of way for sewerage purposes described now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the condemnation of the above described portions of lots for a right of way for sewerage purposes is described as all lots and lands lying within the following described territory: Commencing at a point on the north line of State Boulevard seventy-five (75) feet east of the west line of Lot Number 76 Lillie Place Addition; thence north to the south line of Clayton Avenue; thence west to the west line of Kuhlman's Addition; thence north to Irene Avenue; thence west to Poinsett Street; thence south to State Boulevard; thence east to the place of beginning.

The cost of said condemning of a right of way for sewerage purposes as above described and all expenses connected therewith shall be assessed against the property beneficially affected thereby.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond, bonds, certificate or certificates issued in payment ~~not~~ for such property damages, except for such moneys as shall have been actually received by the city from the assessments for such damages to property or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvements, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of the above described streets, and lots and lands affected by the above described condemnation of a right of way for sewerage purposes being situated in the Northeast Quarter of Section 34, Township 31 North, Range 12 East and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 24th day of May, 1927.

Attest: Agatha E. Dick
Secretary.

Herrick
Tindal
Willoughby }
} Board of Public Works

PLAN OF THE CONDEMNATION OF A RIGHT-OF-WAY FOR SEWER PURPOSES ACROSS
THE EAST TEN FEET OF PORTIONS OF LOTS 13, 14 & 15 NEUHAUS ACRE ADDITION.
ALSO A STRIP OF LAND TEN FEET IN WIDTH, THE CENTER LINE OF WHICH IS $\frac{1}{2}$
WAY DISTANT BETWEEN STATE BLVD. & CLAYTON AVE., FROM THE WEST LINE OF KUHLMANS
ADD. TO A POINT 75 FEET EAST OF THE WEST LINE OF LOT 76 LILLIE PLACE ADD.

DEC. RES. N° 573-1927.



